IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CONTEMPT PETITION NO.89 OF 2005

IN

WRIT PETITION NO.5802 OF 1997

Lalchand Yadav & Ors. ..Petitioners.

Vs.

Nandkumar Zantre, Collector

District Thane & anr. ..Respondents.

....

Mr.N.M.Ganguli for the Petitioners.

Mr.C.R.Sonawane, AGP for the State.

Ms.S.K.Mistry for Respondent Nos.4 and 5.

....

CORAM : DR.D.Y.CHANDRACHUD, J.

2nd December, 2005.

P.C. :

In paragraph 7 of the affidavit filed by the Tahsildar, Thane, it has been stated that the moveable properties which have been sold and the amount recovered from the auction proceedings has

been adjusted against the recovery certificate. It has been stated that cheques bearing No.888443 dated 11th November, 2005 and bearing No.822206 dated 1st December, 2005 of The Cosmos Co-operative Bank Limited, Naupada Branch, Thane amounting to Rs.6 lacs and Rs.14,06,386/- have been submitted to the Office of the Assistant Labour Commissioner, Thane for making payment to the 8 employees of M/s.Mukesh Dye Works, Thane by letters dated 24th and 30th November, 2005. Mr.Ganguli, learned counsel appearing for the Petitioner workmen fairly states that the recovery certificate has now been duly executed by conducting an auction sale and remitting the amount to the Assistant Commissioner of Labour for disbursement. Mr. Ganguli, learned counsel appearing for the Petitioners states that the Assistant Commissioner of Labour has informed the workmen to come forth and collect the amounts due to them. In this view of the matter, it is not necessary to pursue the contempt proceedings any further. The Contempt Petition is accordingly disposed of. The apology which has been tendered on behalf of the Collector and Tahsildar is accepted. The notice is discharged.